

Regular Session, 2009

HOUSE BILL NO. 535

BY REPRESENTATIVE WILLIAMS

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

HEALTH CARE: Establishes a statewide council within the Health Works Commission overseeing the coordination of resources involving medical simulation training centers

1 AN ACT

2 To amend and reenact R.S. 36:801.5(B) and to enact Part IV-C of Chapter 9 of Title 17 of  
3 the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:2048.52, and  
4 R.S. 36:651(AA)(3), relative to creating the Simulation Medical Training and  
5 Education Council for Louisiana; to provide for its purpose; to provide for  
6 membership; to provide for governance of the council; to provide for staffing and  
7 facilities; to provide for compensation; to provide for reporting requirements; to  
8 place the council within the Louisiana Health Works Commission and the  
9 Department of Education; and to provide for related matters.

10 Be it enacted by the Legislature of Louisiana:

11 Section 1. Part IV-C of Chapter 9 of Title 17 of the Louisiana Revised Statutes of  
12 1950, comprised of R.S. 17:2048.52, is hereby enacted to read as follows:

13 PART IV-C. SIMULATION MEDICAL TRAINING AND

14 EDUCATION COUNCIL FOR LOUISIANA

15 §2048.52. Simulation Medical Training and Education Council for Louisiana;

16 creation; membership

17 A. The Louisiana Legislature recognizes that health care organizations take

18 seriously their responsibility to deliver safe and competent care to patients and

19 clients. Professions that have an inherent level of risk, such as the health care

1        disciplines, are incorporating simulation as a means to improve both quality of care  
2        and patient safety through individual and team-based programs. Such programs can  
3        target learning new medical techniques, inter-professional teamwork, and  
4        preparedness for effective response to rare and crisis situations without real life  
5        consequences. Louisiana's health care students and practicing professionals  
6        statewide will benefit from greater access to simulation medical training, particularly  
7        those serving in rural areas. As a result, Louisiana's citizens benefit from better  
8        quality health care.

9                B. There is hereby created in the Department of Education, under the  
10        jurisdiction of the Board of Regents, the Simulation Medical Training and Education  
11        Council for Louisiana, hereafter referred to as "council". The council shall be placed  
12        under the Louisiana Health Works Commission and shall exercise and perform its  
13        powers, duties, functions, and responsibilities in the manner provided for agencies  
14        transferred in accordance with the provisions of R.S. 36:801.5.

15                C. The purpose of the council is to develop an infrastructure and governing  
16        process to coordinate and maximize simulation training resources and expertise, in  
17        both urban and rural areas of the state, and to enhance effective use of simulation  
18        training for students, faculty, and practitioners throughout the health professions  
19        statewide.

20                D. The council shall be composed of the following members:

21                (1) The commissioner of the Board of Regents or his designee.

22                (2) The secretary of the Department of Health and Hospitals or his designee.

23                (3) The executive director of the Louisiana Workforce Commission or his  
24        designee.

25                (4) The superintendent of the Department of Education or his designee with  
26        expertise in career education.

27                (5) The chancellor of Louisiana State University Health Sciences Center at  
28        New Orleans or his designee.

1           (6) The chancellor of Louisiana State University Health Sciences Center at  
2           Shreveport or his designee.

3           (7) The president of University of Louisiana System or his designee.

4           (8) The president of Southern University or his designee.

5           (9) The president of Louisiana State University System or his designee.

6           (10) The president of Louisiana Community and Technical College System  
7           or his designee.

8           (11) One member representing and appointed by the Louisiana Association  
9           of Independent Colleges and Universities.

10          (12) One member representing and appointed by the Louisiana Area Health  
11          Education Center Program.

12          (13) One member representing and appointed by the Louisiana Hospital  
13          Association.

14          (14) One member representing and appointed by the Louisiana Nursing  
15          Home Association.

16          (15) One member representing and appointed by the Louisiana Ambulance  
17          Alliance.

18          (16) One member representing and appointed by the Louisiana State Board  
19          of Medical Examiners.

20          (17) One member representing and appointed by the Louisiana State Board  
21          of Nursing.

22          (18) One member representing and appointed by the Louisiana State Board  
23          of Practical Nurse Examiners.

24          (19) One member of the House of Representatives, or his designee,  
25          appointed by the speaker of the House of Representatives.

26          (20) One member of the Senate, or his designee, appointed by the president  
27          of the Senate.

28          (21) The executive director of the Governor's Office of Elderly Affairs or his  
29          designee.

1                    (22) The governor's policy advisor on health care.

2 (23) The dean of Tulane School of Medicine or his designee.

3 E. Each member shall be appointed for a term of three years and may be  
4 reappointed for subsequent terms.

5                   F. The Board of Regents shall provide the staff and facilities needed by the  
6                   council to accomplish its tasks. Each group, organization, and agency shall submit  
7                   the names of members to the Board of Regents.

8                   G. Upon appointment of the members, the council shall elect by majority  
9                   vote an individual to serve as chair of the council.

10 H. Members shall serve without compensation or reimbursement for travel.

11 I. No action shall be taken by the council except by a favorable vote of a  
12 majority of the members. An absent member's designee may cast a vote on behalf  
13 of the absent member.

14                   J. Prior to March first of each year, the council shall submit a status report  
15                   on the state of simulation medical training in Louisiana and the proposed plan for  
16                   meeting the goals of the council to the Louisiana Health Works Commission, who  
17                   shall submit the report to the governor, the speaker of the House of Representatives,  
18                   the president of the Senate, and the chairs of the House and Senate health and  
19                   welfare committees.

20           Section 2. R.S. 36:801.5(B) is hereby amended and reenacted and R.S.  
21   36:651(AA)(3) is hereby enacted to read as follows:

22 §651. Transfer of boards, commissions, departments, and agencies to Department  
23 of Education; boards, commissions, and agencies within Department of  
24 Education

25 \* \* \*

26 AA.

27 \* \* \*

(3) The Simulation Medical Training and Education Council for Louisiana  
(R.S. 17:2048.52) is placed within the Department of Education under the Louisiana

1        Health Works Commission and shall exercise and perform its powers, duties,  
2        functions, and responsibilities in the manner provided for agencies transferred in  
3        accordance with the provisions of R.S. 36:801.5.

4                                \*           \*           \*

5        §801.5. Transfer; Advisory Commission on Proprietary Schools; Louisiana Health  
6                Works Commission; Nursing Supply and Demand Council; Simulation  
7                Medical Training and Education Council for Louisiana

8                                \*           \*           \*

9                B. The agencies placed within the Department of Education by the  
10               provisions of R.S. 36:651(AA)(1), ~~and (2), and (3)~~ shall exercise all powers, duties,  
11               functions, and responsibilities provided or authorized for such agencies by the  
12               constitution and laws and shall exercise all such powers, duties, functions, and  
13               responsibilities in the manner and to the extent so provided or authorized. The  
14               agencies shall be under the jurisdiction of the Board of Regents, and the Board of  
15               Regents shall have such powers, duties, functions, and responsibilities relative to the  
16               agencies as otherwise provided by law. All personnel employed or assigned to  
17               administer and implement the powers, duties, functions, and responsibilities of the  
18               agencies shall be employees of the Board of Regents. Except as otherwise provided  
19               by law, the Board of Regents shall perform and administer all functions of the  
20               agencies which are in the nature of accounting and budget control, procurement and  
21               contract management, management and program analysis, data processing, personnel  
22               management, and grants management.

---

#### DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

---

Williams

HB No. 535

**Abstract:** Creates the Simulation Medical Training and Education Council for La. under the La. Health Works Commission and provides for its membership and purpose.

Proposed law creates the Simulation Medical Training and Education Council for La. (council), with the purpose of coordinating and maximizing statewide resources to provide

greater access for health care students and professionals to receive simulation medical training. Proposed law creates the council in the Dept. of Education, under the jurisdiction of the Board of Regents and under the La. Health Works Commission. Proposed law further provides that the council shall exercise and perform its powers, duties, functions, and responsibilities in accordance with present law.

Proposed law provides for membership to be composed of the following:

- (1) The commissioner of the Board of Regents or his designee.
- (2) The secretary of the Dept. of Health and Hospitals or his designee.
- (3) The executive director of the La. Workforce Commission or his designee.
- (4) The superintendent of the Dept. of Education or his designee with expertise in career education.
- (5) The chancellor of LSU Health Sciences Center at New Orleans or his designee.
- (6) The chancellor of LSU Health Sciences Center at Shreveport or his designee.
- (7) The president of University of La. System or his designee.
- (8) The president of Southern University or his designee.
- (9) The president of LSU System or his designee.
- (10) The president of La. Community and Technical College System or his designee.
- (11) One member representing and appointed by the La. Association of Independent Colleges and Universities.
- (12) One member representing and appointed by the La. Area Health Education Center Program.
- (13) One member representing and appointed by the La. Hospital Association.
- (14) One member representing and appointed by the La. Nursing Home Association.
- (15) One member representing and appointed by the La. Ambulance Alliance.
- (16) One member representing and appointed by the La. State Board of Medical Examiners.
- (17) One member representing and appointed by the La. State Board of Nursing.
- (18) One member representing and appointed by the La. State Board of Practical Nurse Examiners.
- (19) One member of the House of Representatives, or his designee, appointed by the speaker of the House of Representatives.
- (20) One member of the Senate, or his designee, appointed by the president of the Senate.
- (21) The executive director of the Governor's Office of Elderly Affairs or his designee.
- (22) The governor's policy advisor on health care.
- (23) The dean of Tulane School of Medicine or his designee.

Proposed law provides that the members shall serve a three-year term and may be reappointed and serve without compensation or reimbursement for travel. Further provides that the names of members shall be submitted to the Board of Regents. The membership shall be responsible for electing the council's chair.

Proposed law requires the Board of Regents to provide staff and facilities for the council.

Proposed law requires the council to submit to the La. Health Works Commission a status report prior to March first each year regarding the status of simulation medical training in the state along with proposed plans to meet the council's goals. The La. Health Works Commission shall submit such report to the governor, the speaker of the House, the president of the Senate, and the chairs of the House and Senate committees on health and welfare.

(Amends R.S. 36:801.5(B); Adds R.S. 17:2048.52 and R.S. 36:651(AA)(3))

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Health and Welfare to the original bill.

1. Adds the dean of Tulane School of Medicine or his designee as a member to the Simulation Medical Training and Education Council for La.